



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mertens et al.

Serial No.: 10/577,232

Filed: April 26, 2006

For: ECTOPARASITICIDAL
FORMULATIONS OF SPINOSYNS AND
AZOLE PESTICIDES

Confirmation No.: 4106

Examiner: E. Peselev

Group Art Unit: 1623

Attorney Docket No.: 1963.01-9371US

NOTICE OF EXPRESS MAILING

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO/SB/08 be considered by the Examiner and made of record. Copies of any cited foreign patents, publications, or pending unpublished U.S. applications are enclosed pursuant to 37 C.F.R. § 1.98(a)(2).

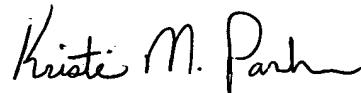
In view of the decision from the Court of Appeals for the Federal Circuit in *Larson v. Aluminart*, <http://www.cafc.uscourts.gov/opinions/08-1096.pdf>, Applicants include copies of recent Office Actions or Notice of Allowance documents for copending applications. Applicants

realize this procedure can be frustrating to those involved; however, they are provident in an attempt to disclose material relevant to this application and in accordance with recent case law.

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56 and pursuant to MPEP 2001.06(b), Applicants hereby submit a listing of copending applications naming a common inventor(s).

This Supplemental Information Disclosure Statement is believed to be filed before the mailing date of the first Office Action on the merits subsequent to the filing of an RCE in the above-identified application.

Respectfully submitted,



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Date: August 13, 2009
KMP/bv

Enclosures: Form PTO/SB/08
Cited Non-U.S. Patent Documents

Document in ProLaw